IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.15448 of 2005

Dated: April 3, 2006

Between:

B. Sireesha, D/o. B. Kasinath Rao, aged about
18 years, being minor, represented by her natural
father and guardian B. Kasinath Rao,
R/o. Yellammagutta, Nizamabad, Nizamabad District.

… Petitioner

And

Government of Andhra Pradesh, represented by
its Principal Secretary, Medical & Health Department,
Secretariat, Hyderabad, and two others.

… Respondents

Order:

The petitioner, by this Writ Petition, seeks Mandamus declaring the action of the third respondent in not refunding the amount collected from her and in not sending her attendance certificate to Mamata Medical College, Khammam, as illegal and arbitrary.

2. The petitioner, formerly a student of MBBS course in the third respondent college, namely, Pratima Institute of Medical Sciences, on securing a seat in Mamata Medical College, Khammam, in the third round of counselling in EAMCET, joined the latter college and is continuing as such. She claims to have paid Rs.10,000/- towards caution deposit and also Rs.39,000/- towards hostel and mess charges, to the third respondent college. It is her case that when she had approached the third respondent college for refund of the amount paid by her, after statutory deductions, she was not paid the amount claimed by her.

It is stated that the third respondent college has also not sent her attendance particulars to Mamata College, Khammam, the college where the petitioner has joined. Hence, she approached this Court by way of this Writ Petition.

3. Today, when the matter has been taken up, learned counsel for the petitioner submits that subsequent to the filing of the Writ Petition, attendance certificate has been given to the petitioner. Learned counsel appearing on behalf of the third respondent-college handed over cheque dated 31-03-2006, for an amount of Rs.37,500/-, to the learned counsel for the petitioner, after deducting hostel charges for two months towards the amount payable to the petitioner.

4. As much as cheque dated 31-03-2006 for an amount of
Rs.37,500/-, has been handed over to the learned counsel for the petitioner, towards the amount payable to the petitioner and certificate of attendance has also been issued, no cause survives to be adjudicated in this Writ Petition.

5. The Writ Petition is accordingly closed. No order as to costs.

JUSTICE R. SUBHASH REDDY.

April 3, 2006

MRR